THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.28437 of 2007

Between:

Lella Achamma and another.

.. PETITIONERS

and

The Tahsildar and others.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.28437 of 2007

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ORDER:

It is the case of the petitioners that against the order passed by the Tahsildar, Bantumilli Mandal, Krishna District, in proceedings Rc.No.B/135/2007, dated 09-08-2007, under Section 4(1) (a) of A.P.Assigned Lands (Prohibition of Transfers) Act, 1977 (for short "the Act"), in resuming the land admeasuring Ac.1-96 cents in R.S.No.516/3 and 5 of Arthamuru Village, Bantumilli Mandal, Krishna District, on the ground that the said land was originally assigned in favour of one Smt.Chendika Venkata Nageswaramma and the said assignee transferred the said land in favour of the petitioners in violation of sub-sections (1) and (2) of Section 3 of the Act, the petitioners filed an appeal along with stay application before the 2nd respondent on 01-12-2007 and the appeal is numbered as 5/B/2007. It is stated that pending disposal of the appeal, the Tahsildar, Bantumilli Mandal, Krishna District, is taking steps to dispossess the petitioners from the land in question.

As the appeal is pending, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 2nd respondent to consider and dispose of the appeal itself.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider and dispose of the appeal No.5/B/2007, which is filed against the order of the 1st respondent, dated 09-08-2007, in proceedings Rc.No.B/135/2007, as expeditiously as possible, in accordance with law. Pending disposal of the appeal, status-quo obtaining as on today with regard to the possession of the land in question shall be maintained. There shall be no order as to costs.

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31-12-2007

Note:
Issue C.C. in two days
(B/o)
Prv